

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

TEXAS INDUSTRIES, INC.,

Plaintiff,

v.

**OLD REPUBLIC INSURANCE
COMPANY,**

Defendant.

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CIVIL CASE NO. 3:17-cv-03345

**PLAINTIFF TEXAS INDUSTRIES, INC.'S
MOTION TO DISMISS WITH PREJUDICE**

COMES NOW Plaintiff, Texas Industries, Inc., by and through counsel and pursuant to the Settlement Agreement reached by the parties in the above matter, hereby files this Motion to Dismiss with Prejudice its claims against Defendant, Old Republic Insurance Company, in accordance with Federal Rule of Civil Procedure 41(a)(2).

Respectfully submitted this 3rd day of August, 2018.

BARNES & THORNBURG LLP

/s/ James J. Leonard

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent to all counsel of record by electronic means on the 3rd day of August, 2018 as follows:

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